The Honorable James L. Robart 1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 8 AT SEATTLE 9 PAINT SUNDRIES SOLUTIONS, INC., 10 Plaintiff, Case No. 2:17-cv-1073-JLR 11 v. <del>[PROPOSED]</del> ORDER GRANTING 12 STIPULATION AND JOINT MOTION LANDMARK TECHNOLOGY, LLC, TO DISMISS WITH PREJUDICE 13 Defendant. 14 NOTE ON MOTION CALENDAR: **September 26, 2017** 15 16 17 CAME ON THIS DAY for consideration of the Stipulated Motion for Dismissal With 18 Prejudice of all claims of the Plaintiff Paint Sundries Solutions, Inc. and Defendant Landmark 19 Technology, LLC in this case and the Court being of the opinion that said motion should be 20 GRANTED, it is hereby 21 ORDERED, ADJUDGED AND DECREED that all claims in this suit between Plaintiff 22 Paint Sundries Solutions, Inc. and Defendant Landmark Technology LLC are hereby dismissed 23 with prejudice, subject to the terms of that certain agreement entitled "PATENT LICENSE 24 AND SETTLEMENT AGREEMENT" dated September 18, 2017. 25

FROPOSED ORDER GRANTING STIPULATED MOTION TO DISMISS WITH PREJUDICE- 1

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It is further ORDERED that all attorneys' fees and costs are to be borne by the party 1 2 that incurred them. 3 DATED this 26th day of September, 2017. 4 5 6 The Honorable James L. Robart United States District Court Judge 7 8 Presented by: By: /s/ Benjamin Hodges 9 By: /s/ Richard T. Black By: /s/ Kevin Ormiston 10 Benjamin Hodges, WSBA No. 49301 Richard T. Black, WSBA No. 20899 11 Kevin Ormiston, WSBA No. 49835 12 FOSTER PEPPER PLLC 1111 Third Avenue, Suite 3000 13 Seattle, Washington 98101-3292 Telephone: (206) 447-4400 14 Facsimile: (206) 447-9700 Email: ben.hodges@foster.com; 15 rich.black@foster.com; 16 kevin.ormiston@foster.com 17 Attorneys for Plaintiff Paint Sundries Solutions, Inc. 18 By: /s/ John A Lee 19 John A Lee, WSBA No. 35550 20 BANIE & ISHIMOTO, LLP 3705 Haven Ave., # 137 21 Menlo Park, CA 94025 Telephone: (650) 241-2774 22 Facsimile: (650) 241-2770 Email: jlee@banishlaw.com 23 24 Attorney for Defendant Landmark Technology, LLC 25 26

**PROPOSED** ORDER GRANTING STIPULATED MOTION TO DISMISS WITH PREJUDICE- 2

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